

## DENVER JUDGE GRILLS COMBINES AND ENJOINS MANY MEMBERS OF GROCERS' TRUST IN THAT CITY

In striking contrast to the finding of the grand jury in Salt Lake with regard to the food combines is the decision rendered by a Denver court that there exists in that city a vigorous and healthy grocers' trust, or, rather, there did prior to the time when the court granted the injunction prayed for by the attorney general. A large number were made defendants by the attorney general, who brought the action in the name of the people. The action was the result of a long fight on the part of some of the newspapers of Denver, and the attorney general accepted their suggestion that suit be brought for an injunction.

In a lengthy address from the bench Judge G. W. Allen delivered a scathing rebuke to all combines, not only in Denver, but elsewhere, as well. Extracts from Judge Allen's opinion follow:

**Supply and Demand.**  
"I think it is not extravagant to say that it is the doctrine announced by all respectable courts that the law of supply and demand should regulate prices, and especially when the necessities of life are considered. That uniformity extends to the announcement that any conduct by an individual or individuals associated together which tends to the restraint of trade, to the stifling of competition, to the establishment of prices upon an arbitrary basis, without considering the matter of supply and demand, and the subversive of public policy and should be prohibited. Sometimes such conduct is prohibited by statute; sometimes the rule is left to the common law rule of conduct as applying to the case and it appears to be the consensus of opinion among the courts that wherever the legislature has failed to enact a statute on the subject the common law is in force, and can be applied with as equal facility by courts of equity and can be made as fruitful in the way of bettering such public conditions so far as unlimited and unrestrained trade is concerned, as under a statute."

**Quotes Marshall Decision.**  
"In the case of the state on the information of the attorney general vs. the Armour Packing company et al., Justice Marshall, under the facts presented in that case, felt it his duty to say:

"Competition is the life of trade. Pools, trusts and conspiracies to fix or regulate the price of goods, or to create artificial barriers to the free competition of the body of public policy and the energies of competitors; blight individual investments in legitimate business; drive small and honest dealers out of business; and make them mere 'chewers of wood and drawers of water' for the trust; raise the cost of living and lower the price of wages; take from the average American freeman the ability to supply his family with necessary, adequate and wholesome food; force the boys away from school and into the various branches of trade and labor, and the girls into workshops and other avenues of business, and make them breadwinners while they are yet almost infants, because the head of the house cannot earn enough to feed and clothe his family."

**Holds There Is Conspiracy.**  
"The court is of the opinion that there is testimony in this case that tends to prove that there does exist an association—a combination of retail grocers in this state, doing business under the name of the 'Grocers' Trust,' which is unlawful; and that the evidence in this case appears in the evidence in this case that prices are named, fixed and maintained in numbers, as stated by defendant's counsel, on at least 200 articles classified as necessities of life; that such prices are fixed and maintained in violation of the law of supply and demand, without regard to the cost of production or manufacture, and without regard to the cost of exposing such articles to sale. Such combination, with such purposes, or doing business in a manner as to bring about such results and such consequences, the law uniformly prohibits, because it is declared to be unlawful."

**Not Justified.**  
"In the plea that counsel have made for the defendants in this case, I fear that these defendants do not realize the results and consequences of this combination. I have thought of it since counsel have been arguing it, and I fear they do not know what they do. It is claimed and insisted that there is no purpose of creating a monopoly, or putting exaggerated and unlawful prices on the commodities they sell, or in any way injuring the public. The answer is 'is it simply for the protection of the trust that a grocer ought to make a reasonable profit in doing business, and if grocers are allowed to sell goods at unreasonable prices the trade is ruined and many of us would have to go out of business.'"

**Unlawful and Wrong.**  
"But when counsel says to the court that it is to the interest of grocerymen to transact business in this manner, the court, in its good conscience, cannot agree with that conclusion. To be sure, the suits of the grocers, or the breaking up of this method of doing business in the city of Denver cannot reorganize or regulate the whole country, but if every community would establish such rules and do business on such planes as on such basis, the question would finally be disposed of."

**Unlawful and Wrong.**  
"The court cannot be blind to these consequences and these results and these different classified men in business know they have organized the communities throughout the country and made these thoughtless, guileless grocerymen believe that it was to their best interest to act as the agents to sell the goods of the manufacturers at the manufacturers' price, and have made them believe that it was right. But it is unlawful. It is."

**SPRY AT 77.**  
Made Young by Change of Food.

Any food or combination of foods that will restore vigor to the digestive organs of a person 77 years old who had been troubled with indigestion for years, is worth looking into.

This Kansas woman says: "I am 77 years old and for many years had suffered from indigestion which I supposed was caused by old age. Thought the weakened organs would never do good service any more. I became so weak I could hardly get about, my breath came with difficulty, I was really in a bad way. I lived as I always had, ate meat and other things that were clearly too heavy for my digestion, but I didn't know any better way."

"Five months ago I came to the conclusion that I would not live much longer without having some kind. I was badly discouraged until one day I read about Grape-Nuts, what it had done for others, and finally I concluded to try it myself."

"Wonder of wonders, what a change it made. I ate three helping spoonfuls with cream for breakfast and the same amount for supper. Of course I eat fruit and something light to make up a meal, but I can eat a hearty dinner—leaving out the meat."

"How good I feel. I can do more work in a given time than for the past five years. I can walk two miles or more and can hardly believe my own senses as to the change. I did not have much faith at first, but the next thing I knew I would get up in the morning and rush around and do things as easily as I surprised myself. All this change is clearly due to Grape-Nuts and I am thankful." Name given by the Postum Co., Battle Creek, Mich. Read the little booklet, "The Road to Wellville," in packages. There's a Reason.

## PRIME BILL OF FARE THIS WEEK

Many Events of More Than Usual Importance on Herald's Schedule.

### CONGRESS READY TO REST

TAFT TO BEGIN SEARCH FOR HIS BOOM.

The departure of the fleet of warships for the Pacific, the return of Secretary Taft from his journey around the world, the meeting of both houses of congress, developments in the Goldfield, Nevada, mine labor troubles, the annual meeting of the National Civic federation, the trial at Berlin of Maximilian Harden, the German editor, who is charged with having criminally libeled Count Kuno von Moltke, a continuation of the hearing in the Druce perjury case in London, and the funeral of the late King Oscar of Sweden, are among the important matters that will occupy public attention this week.

The fleet under command of Rear Admiral Evans will sail from Hampton Roads on Monday.

Congress to Adjourn Friday.

Both houses of congress will adjourn Thursday or Friday for the Christmas holidays, and in the meantime little business will be done beyond the appointment of committees. In the senate the committee announcements will be made on Tuesday, and in the house on Thursday. Senator Tillman will probably make his long-promised speech on the financial situation on Monday, but it is not believed that his address will precipitate a general discussion of finance, as the present disposition is to postpone that subject as far as possible until after the holidays. The committee on banking and currency will continue its labors, but not with the hope of having any report to make to the house until after the holidays. The house committee on appropriations will devote some time during the holidays to the consideration of appropriation bills. The present intention is to extend the Christmas adjournment until Monday, January 6, but the time may be shortened so as to fix January 3 as the date of reconvening.

Taft to Arrive Thursday.

Secretary of War Taft, who went to Manila to open the first Philippine parliament and then continued on a trip around the world, probably will reach New York next Thursday. It is expected that he will leave at once for Washington to take up his duties in the war department. Mr. Taft and his party are passengers on the steamer President Grant.

The annual meeting of the Illinois Central railroad, at which it is expected the contest between the two factions of directors and stockholders, headed by respectably known financiers and E. H. Harriman, may be decided, is scheduled to take place at Chicago next Wednesday.

Civic Federation.

The meeting of the National Civic federation is to be held in New York City on Monday and Tuesday. The general subjects will be "Protecting the People's Savings," and "The Prevention of Strikes and Lockouts." Among those who are expected to speak are Postmaster General Meyer, Comptroller of the Currency Ridgely, Samuel Gompers, Andrew Carnegie, Charles N. Fowler, chairman of the house of representatives' committee on banking and currency; Nathan J. Bachelder, master of the National Grange; former Governor Myron T. Herrick of Ohio; August Belmont, Seth Low, Charles P. Neill, United States commissioner of labor, and John Mitchell.

A secret papal consistory will be held at the Vatican, December 16, when Monsignor Lucon, archbishop of Rheims, and Monsignor Andrie, archbishop of Marseilles, will be appointed cardinals.

On December 19 a public consistory will be held, when the red hat will be imposed on Cardinal Rinaldini, former papal nuncio in Spain, and Cardinal Aguirre, archbishop of Burgos, Spain, who were raised to the cardinalate at the consistory held last April.

The funeral of King Oscar of Sweden, who died December 8, will be held Thursday.

\$25.00 for a Name.

The Ensign Amusement Co. offers a prize of \$25 in cash for the most appropriate name given to the new \$45,000 amusement hall just nearing completion on North Temple, east of Main street. The name will be announced and prize awarded on the opening night, December 22. Address all answers to Ensign Amusement company, 25 East North Temple. Contest closes evening of December 21.

HOLIDAY EXCURSION RATES

Via Oregon Short Line, Dec. 19 and 20. Round trip to Denver, Colorado Springs and Pueblo, \$19.75; to Omaha or Kansas City, \$32.00; to Portland or Spokane, \$33.50; to Los Angeles via San Francisco, \$42.90. Tickets good thirty days. City Ticket Office, 201 Main street.

For Christmas Trees

Telephone 222. S. CHRISTENSON, 674 South Fifth Street.

In the Eyes of the Wife

Vienna Bakery bread is always the best. Ask your grocer.

Stull timbers, mine props and mine ties. Chalk Creek Timber Co., Coalville, Utah.

Royal Bread is made in a clean bakery. The Crown Label is on every loaf. Ask your grocer for it.

Legal Blanks.

Tribune-Reporter Ptg. Co., 66 W. 2d St. Salt Lake Photo Supply Co., Kodaks, Finishing, Framing, 142 South Main.

Uncalled-for suits and overcoats, \$10 and up. Daniels, 57 W. 2d South.

Special Picture Sale.

Midgley-Bodel Co., 23 East 1st South. Ask your grocers for the Vienna Walnut Bread.

BLANK BOOK MAKING

Tribune-Reporter Ptg. Co., 66 W. 2d St.

On the Shelf With His Boom.

(Baltimore American.) Now that the vice president of the United States goes back to work as the presiding officer of the senate let us hope that the cocktail incident will be forgotten.

**\$235.00** In Premiums **FREE** Given Away

One Chance With Each 50c Purchase on following Prices



**FIRST PRIZE**---One set hand-painted Japanese Chinaware; value \$150.00.

**SECOND PRIZE**---Big doll; value \$50.00.

**THIRD PRIZE**---Big doll; value \$35.00.



Drawing Will Take Place December 31st, 10:30 a.m.

WHEN ARE YOU GOING TO MEET ME FACE TO FACE?

## WOMEN'S RUBBERS

This is the season of the year when Rubbers are a necessity. We sell the best. Women's Rubbers at—

**50c and 65c**

We've a good pair of Rubbers for every member of the family, at bargain prices.

**Men's High Cut Shoes**

Special in Men's High Cut Boots, value \$7.50, at—

**\$5.85**



Special this week in Men's Slippers—

**\$1 and 1.45**

## FELT SHOES

For comfort at home on a cold day there's nothing that so completely fills the bill as a pair of comfortable Felt Shoes.

They keep the feet warm and dry and give the wearer that sort of satisfactory feeling that promotes good humor.

There's a fine variety here to choose from. Women's—

**\$1, \$1.25 and \$1.45**

Stores at Salt Lake & Ogden **Christenson** Telephone 589.

**'PEACOCK' ROCK SPRINGS**  
Lump : Nut : Slack  
**Silver Brook Anthracite**  
Furnace and Stove Sizes  
Best and Cleanest

**The Cheapest Is Not the Most Economical**

We operate our own mines at Rock Springs and in consequence always have large stock on hand

**Gas and Foundry Coke, Charcoal, Smithing Coals**

**Central Coal & Coke Co.**

Phones: Exchange 35; 2600. Yard 5th South and 3d West.

38 South Main Street

## Piano Bargains For Cash.

The Chamberlain Music Co. offer the following bona fide cash piano bargains for this week.

1 Upright Piano, Walnut Case ..... \$ 50.00  
1 \$400 Mahogany Piano, Plain Case ..... 190.00  
1 \$450 Mahogany Piano, Elaborate Case ..... 210.00  
1 \$475 Piano, Beautiful Mahogany Case ..... 210.00  
1 \$500 Piano, Carved Panels, for ..... 225.00

**The Chamberlain Music Co**  
51 Main Street.

## FOR SALE

**P. J. MORAN,**

BOARD OF TRADE BLDG., CITY.

## MAKE-MAN TABLETS

A Brain, Blood and Nerve Food for Dyspepsia, Consumption, Locomotor Ataxia and all diseases arising from worn down, nervous system.

**PRICE 50 cts.**

**A. C. SMITH,**

18 MAIN STREET.

**That Good Coal**  
BAMBERGER  
161 MEIGHN STREET

**Utah Dental Co.**  
RELIABLE DENTISTS.

34 Main Branch offices, Ogden, Logan, Brigham, Provo, Park City. Guarantees good at either office.

## SIEGEL'S Popular Prices

—On—  
Diamonds, Jewelry, Etc.

Genuine Diamond Set Rings, Brooches, Earrings, Lockets, Cuff Links, Scarf Pins and Watch Pins, all set with genuine Cut Diamonds.

**\$10.00 and Up.**

Solid Gold Rings, Earrings, Brooches, Chatelaine Pins, Necklaces, Tiepins, Lockets, Cuff Buttons, either plain or set with Stones.

**\$2.00 and Up.**

Ladies' Solid Gold Watches—**\$15.00 and Up.**

Gents' Solid Gold Watches—**\$35.00 and Up.**

Ladies' and Gents' Filled Watches—**\$10.00 and Up.**

Bracelets of all descriptions—**\$1.00 and Up.**

All kinds of Clocks—**85c and Up.**

1847 Rogers Brothers' Silverware, complete set—**\$15.00.**

Fine Ornamented Vases—**\$1.00 and Up.**

Toilet and Manicuring Sets—**\$4.00 and Up.**

Military Brushes, all kinds—**\$2.00 and Up.**

Opera Glasses—**\$5.00 and Up.**

Cut Glass of the finest cut and handsome pieces—**\$2.00 and Up.**

Quadruple plate silver Tea Sets—**\$10.00 and Up.**

Solid Silver Novelties, such as Combs, Clip-clips, Shoelorns, Matchboxes, Salt and Peppers, Napkin Rings, Scissors, Brushes, etc., etc.

**75c and Up.**

You will find our prices on everything—**20 to 50 Per Cent. LOWER THAN THE LOWEST.**

Engraving done free.

A written guarantee that goods are as represented or money refunded with each sale.

**I. SIEGEL**

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Mail Orders promptly attended to.

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Restore newness to even the most delicate textures. Gowns, Dresses, Suits, Gloves, Plumes or any wearable materials are cleaned without injury.

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**REGAL CLEANING & DYEING CO.**

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"The Egyptian Scarabeus is a rare and desirable setting for a ring or a cravat pin. We have some choice ones, with the hieroglyphs of good luck inscribed on the back."

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170 MAIN ST.

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Rare and Unique Novelties a Specialty.

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## A Pure Food

Intermountain Milling Co., City:

Protect the health of your family by insisting on "Pure Food" and we all know Husler's Flour is the purest and the best flour made.—Mrs. A. Williams, 159 O Street.

**KEY FITTING**

EXPERT SAFE & LOCK WORK

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